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Judy Muzyk  
Judy Muzyk

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Peter J. WILK et al.  
SERIAL NO. : 09/879,328  
FILED : 06/12/2001  
FOR : Method and Apparatus for Preparation of Food Product  
GROUP ART UNIT : 1761  
EXAMINER : Thuy Tran Lien

Commissioner for Patents  
Washington, D.C. 20231

ELECTION

S I R:

In response to the Restriction Requirement contained in the Office Action of March 26 ,  
2003, applicants elect the claims of Group II, namely claims 10-14 for continued prosecution in  
the present application.

## REMARKS

Claims 1-19 are pending in the application. Claims 1, 10, 15, and 19 are the only independent claims.

### *Restriction Requirement*

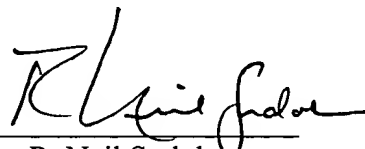
Claims 1-19 stand subject to a Restriction Requirement according to which the Examiner has divided the claims into four groups, namely, Group I including claims 1-9 directed to a filling kit, Group II with claims 10-14 drawn to a method of producing a filled food product, Group III containing claims 15-18 involving a method for forming a food product, and Group IV consisting of claim 19 drawn to a filling machine.

In response to the Restriction Requirement, applicant hereby provisionally elects the claims of Group II, i.e., claims 10-14, for continued prosecution in the application.

Should the Examiner believe that direct contact with applicant's attorney would advance the prosecution of this application, the Examiner is invited to telephone the undersigned at the number below.

Respectfully submitted,

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Dated: April 23, 2003